HON'BLE SHRI G.S. SINGHVI, THE CHIEF JUSTICE

WRIT PETITION No.16207 OF 1999

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Between:

Janagama Rajaiah and five others

……Petitioners

And

The Government of A.P.,
Rep. by its Secretary to Government,
Revenue (FF-I) Department,
Secretariat, Hyderabad and three others

……Respondents

:: ORDER ::

Counsel for the Petitioners : C.Damodar Reddy

Counsel for Respondent No.1 : Government Pleader for Revenue

Counsel for Respondent Nos.2 to 4 : None

Dated: 08-08-2006

In this petition, the petitioners who had been sanctioned (provisional) pension under the State Scheme have prayed for quashing G.O.Ms.1166 dated 11-07-1984 issued by the State Government rescinding the sanction issued in their favour.

At the hearing, learned Government Pleader for Revenue gave out that pension to all the petitioners except petitioner No.5 has been restored vide G.O.Ms.No.757, Revenue (FF.II) Department, dated 02-09-2003 and G.O.Ms.No.255, Revenue (FF.II) Department, dated 03-03-2005 respectively. He further gave out that enquiry in relation to the claim of petitioner No.5 is pending and his case will be decided within a period of two months from today.

In view of the statement made by the learned Government Pleader for Revenue, the writ petition is disposed of as infructuous insofar as petitioner Nos.1 to 4 and 6 are concerned with an observation that as a result of restoration of pension, those petitioners will be deemed to have become entitled to receive arrears of pension and if the same have already not been paid, then payment of arrears be made to them within next three months. Insofar petitioner No.5 is concerned, the writ petition is disposed of with the direction that enquiry in relation to genuineness of his claim for grant of pension be completed within a period of two months and appropriate order be passed by the competent authority. If it is found that the claim made by petitioner No.5 is genuine, then pension payable to him be restored and arrears be paid to him within next three months.

G.S. SINGHVI, CJ

08-08-2006

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